

## REMARKS

Claims 1-4 and 6-8 are pending. Claim 5, cancelled in response to a restriction requirement that has now been withdrawn, is reintroduced.

The requirement for an election of species, previously made, has been reconsidered and withdrawn.

Claims 1-4 and 6-8 stand rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention in that the claims do not set forth any steps involved in the method/process and it is unclear what method/process applicant is intending to encompass.

Claims 1-4 and 6-8 stand rejected under 35 U.S.C. 101 because the claimed recitation of a use, without setting forth any steps involved in the process, results in an improper definition of a process, i.e., results in a claim which is not a proper process claim under 35 U.S.C. 101.

Applicants have amended their claims to recite that the use of the composition involves the step of administering a therapeutically effective amount of the composition to the non-mammalian vertebrate being treated.

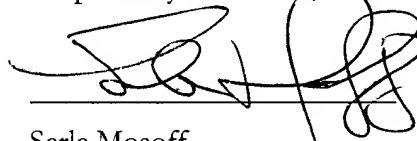
Claim 5 has been reintroduced since it was cancelled solely in response to the withdrawn restriction requirement.

## SUMMARY & CONCLUSION

In view of the above discussion of the issues and amendment of the claims, applicant respectfully submits that the claims are in condition for allowance. Favorable reconsideration and allowance of the claims are respectfully requested.

If the claims are not yet found to be in condition for allowance, for any reason, the Examiner is respectfully requested to telephone the undersigned at (212) 940-8717, to discuss the subject application and/or to identify a time at which a personal interview would be granted..

Respectfully submitted,



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